



# HILL WALLACK LLP

## ATTORNEYS AT LAW

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January 24, 2012

*Via ECF and Courtesy Copy via Overnight Delivery*

Honorable Dennis M. Cavanaugh, USDJ  
United States District Judge  
United States District Court  
Martin Luther King Building & U.S. Court House  
Newark, New Jersey 07101

**Re: *Eli Lilly v. Actavis Elizabeth, et als.***  
***Civil Action No. 07-3770 (DMC)***

Dear Judge Cavanaugh:

We represent defendant Sandoz, Inc. in the above-referenced matter. Enclosed please find a second proposed Stipulation Extending the Time for Defendants to Respond to Plaintiff's Bill of Costs. Plaintiff consents to the entry of the enclosed Stipulation.

If the proposed Stipulation meets with your approval, we ask that you enter your "So Ordered" and forward it to the Clerk's Office for filing. We thank the Court for its assistance and cooperation.

Respectfully submitted,

HILL WALLACK LLP

/s/CHRISTINA SAVERIANO  
CHRISTINA SAVERIANO

Cc: Counsel of Record via ECF and electronic mail

<p>ERIC I. ABRAHAM CHRISTINA SAVERIANO Hill Wallack, LLP 202 Carnegie Center Princeton, New Jersey 08540 Telephone: 609-734-6358 Facsimile: 609-452-1888 Email: eia@hillwallack.com</p>	
<p>KEITH V. ROCKEY KATHLEEN A. LYONS JOSEPH FUCHS AVANI MACALUSO Rockey, Depke, &amp; Lyons, LLC Sears Tower, Suite 5450 233 South Wacker Drive Chicago, Illinois 60606 Telephone: 312-277-2006 Facsimile: 312-441-0570  Attorneys for Defendant Sandoz Inc.</p>	
<p style="text-align: center;">UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY</p>	
<p>ELI LILLY AND COMPANY,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>ACTAVIS ELIZABETH LLC, GLENMARK PHARMACEUTICALS INC., USA, SUN PHARMACEUTICAL INDUSTRIES LIMITED, SANDOZ INC., MYLAN PHARMACEUTICALS INC., APOTEX INC., AUROBINDO PHARMA LTD., TEVA PHARMACEUTICALS USA, INC., SYNTHON LABORATORIES, INC., ZYDUS PHARMACEUTICALS, USA, INC.,</p> <p style="text-align: center;">Defendants.</p>	<p>Civil Action No. 07-3770 (DMC)(JAD)</p>

**STIPULATION EXTENDING TIME FOR DEFENDANTS TO RESPOND  
TO PLAINTIFF'S BILL OF COSTS**

The parties submit this Stipulation respecting the timing for Defendants to respond to Plaintiff's Bill of Costs (D.E.749):

WHEREAS the parties have been and continue to be engaged in discussions respecting possible settlement of the Bill of Costs; and

WHEREAS the parties have agreed that a further extension of time is warranted to permit the parties to continue to engage in settlement discussions respecting the Bill of Costs;

IT IS HEREBY STIPULATED AND AGREED THAT the date for Defendants to Respond to Plaintiff's Bill of Costs shall be extended until and including February 9, 2012.

<p>PEPPER HAMILTON LLP</p> <p><i>Attorneys for Plaintiff Eli Lilly and Company</i></p> <p><u>/s/John F. Brenner</u> John F. Brenner</p> <p>301 Carnegie Center Princeton, NJ 08543 Tel: (609) 452-0808</p> <p>Charles E. Lipsey L. Scott Burwell Finnegan, Henderson, Farabow, Garrett &amp; Dunner, LLP Two Freedom Square 1955 Freedom Drive Reston, VA 20190 Tel: (571) 203-2700</p>	<p>WINSTON &amp; STRAWN LLP</p> <p><i>Attorneys for Defendant Sun Pharmaceutical Industries Limited</i></p> <p><u>/s/ James S. Richter</u> James S. Richter</p> <p>The Legal Center One Riverfront Plaza, 7<sup>th</sup> Floor Newark, NJ 07102 Tel: (973) 848-7676</p> <p>James F. Hurst 35 Wacker Drive Chicago, IL 60601</p> <p>Gail J. Standish Peter E. Perkowski 333 S. Grand Avenue Los Angeles, CA 90071</p> <p>Jovial Wong 1700 K Street, NW Washington, DC 20006</p>
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<p>HILL WALLACK LLP</p> <p><i>Attorneys for Defendant Sandoz Inc.</i></p> <p><u>/s/Eric I. Abraham</u> Eric I. Abraham</p> <p>202 Carnegie Center Princeton, NJ 08543 Tel: (609) 924-0808</p> <p>Keith V. Rockey Kathleen A. Lyons Joseph Fuchs Avani Macaluso Rockey, Depke, &amp; Lyons, LLC Sears Tower, Suite 5450 233 South Wacker Drive Chicago, Illinois 60606</p>	<p>SAIBER LLC</p> <p><i>Attorneys for Defendant Mylan Pharmaceuticals Inc.</i></p> <p><u>/s/Arnold B. Calmann</u> Arnold B. Calmann</p> <p>One Gateway Center, 10<sup>th</sup> Floor Newark, NJ 07102 Tel: (973) 622-3333</p> <p>Thomas J. Parker Victoria E. Spataro Alston &amp; Bird LLP 90 Park Avenue New York, NY 10016</p>
<p>LOCKE LORD BISSELL &amp; LIDDELL LLP</p> <p><i>Attorneys for Defendant Apotex Inc.</i></p> <p><u>/s/Joseph N. Froehlich</u> Joseph N. Froehlich</p> <p>Three World Financial Center New York, NY 10281 Tel: (212) 415-8600</p> <p>Keith D. Parr Scott B. Feder Kevin Nelson Myoka Goodin David Abramowitz Locke Lord Bissell &amp; Liddell LLP 111 South Wacker Dr. Chicago, IL 60606</p>	<p>CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY &amp; AGNELLO, P.C.</p> <p><i>Attorneys for Defendant Aurobindo Pharma, Ltd.</i></p> <p><u>/s/James E. Cecchi</u> James E. Cecchi</p> <p>5 Becker Farm Road Roseland, NJ 07068 Tel: (973) 994-1700</p> <p>Christine J. Siwik William A. Rakoczy Rakoczy Molino Mazzochi Siwik LLP 6 West Hubbard Street, Suite 500 Chicago, IL 60654</p>

SO ORDERED on this \_\_\_\_ day of \_\_\_\_\_, 2012:

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Hon. Dennis M. Cavanaugh, U.S.D.J.